

To:	Mail Stop 8 Director of the U.S. Patent and Trademark Office P.O. Box 1450 Alexandria, VA 22313-1450	REPORT ON THE FILING OR DETERMINATION OF AN ACTION REGARDING A PATENT OR TRADEMARK
-----	---	---

In Compliance with 35 U.S.C. § 290 and/or 15 U.S.C. § 1116 you are hereby advised that a court action has been filed in the U.S. District Court Southern District of California on the following: X Patents or _____ Trademarks:

DOCKET NO.	DATE FILED	US District Court Southern District of California
3:10-cv-00338-MMA -RBB	2/11/10	San Diego, CA
PLAINTIFF		DEFENDANT
Oakley, Inc.		NY Eyewear Trading, INC.
PATENT OR TRADEMARK NO.	PATENT OR TRADEMARK NO.	PATENT OR TRADEMARK NO.
1. 5,387,949	6. D483791	11.
2. D415,188	7. D470,166	12.
3. 5,054,903	8. D561,813	13.
4. 5,137342	9. D581,443	14.
5. D473,892	10. D581,444	15.

In the above-entitled case, the following patent(s)/ trademark(s) have been included:

DATE INCLUDED	INCLUDED BY			
	Amendment	Answer	Cross Bill	Other Pleading
PATENT OR TRADEMARK NO.				
1.	6.	11.		
2.	7.	12.		
3.	8.	13.		
4.	9.	14.		
5.	10.	15.		

In the above-entitled case, the following decision has been rendered or judgment issued:

DECISION/JUDGMENT	<i>Attached</i>
-------------------	-----------------

CLERK	(BY) DEPUTY CLERK	DATE
W. Samuel Hamrick, Jr.	<i>A. Garcia</i>	<i>1/1/2011</i>

1 Gregory K. Nelson, CSB 203029
2 Chandler G. Weeks, CSB 245503
3 WEEKS, KAUFMAN, NELSON & JOHNSON
4 462 Stevens Avenue, Suite 310
5 Solana Beach, CA 92075
6 Telephone: (858) 794-2140
7 Facsimile: (858) 794-2141
8 Email: Office@wknjlaw.com

9
10 Attorneys for Plaintiff

11
12 UNITED STATES DISTRICT COURT
13 SOUTHERN DISTRICT OF CALIFORNIA

14
15 OAKLEY, INC., a Washington
16 corporation,

17 Plaintiff,

18 vs.

19 NY EYEWEAR TRADING, INC.

20 Defendant.

21 } Case No.: 10CV0338 MMA (RBB)

22 } NOTICE OF VOLUNTARY
23 } DISMISSAL WITHOUT PREJUDICE

24
25 NOTICE IS HEREBY GIVEN THAT pursuant to Federal Rule of Civil
26 Procedure, Rule 41(a), Plaintiff hereby voluntarily dismisses Defendant NY
27 Eyewear Trading, Inc. in the above captioned action without prejudice.

28 DATED:

WEEKS, KAUFMAN, NELSON & JOHNSON

29
30 /s/ Gregory K. Nelson

31 GREGORY K. NELSON

32 Attorney for Plaintiff, Oakley, Inc.